

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

**FILED**

MAR 30 2017

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

LONNIE LEE BANARK,

Plaintiff-Appellant,

v.

ADAMS, Assistant Warden of Operations;  
et al.,

Defendants-Appellees.

No. 16-16793

D.C. No.

2:15-cv-00546-RFB-CWH

District of Nevada,

Las Vegas

ORDER

Before: THOMAS, Chief Judge, LEAVY and SILVERMAN, Circuit Judges.

The motion for a certificate of appealability (Docket Entry No. 8) includes a motion for reconsideration of the December 13, 2016 order. The motion for reconsideration is denied. *See* 9th Cir. R. 27-10. The mandate issued in this case on January 4, 2017.

Appellant's motion for a certificate of appealability, dated December 21, 2016, and received by this court on December 27, 2016, evidences an intent to appeal the district court's judgment entered on November 21, 2016. *See Estrada v. Scribner*, 512 F.3d 1227, 1236 (9th Cir. 2008) (pro se prisoner's motion for appellate counsel satisfied requirements for notice of appeal where motion identified party seeking to appeal, and referenced judgment and district court's issuance of certificate of appealability). The Clerk shall transmit the motion

(Docket Entry No. 8) to the district court for filing as a notice of appeal. *See* Fed.

R. App. P. 4(d)

No further filings will be entertained in this closed case.

Case: 16-16793, 09/30/2017, ID: 16377777, DktEntry: 12-2, Page 1 of 1  
 LONNIE BANARK #25388  
 P.O. Box #208  
 INDIAN SPRINGS, NEVADA 89702

UNITED STATES COURT OF APPEALS  
 FOR THE NINTH CIRCUIT

LONNIE LEE BANARK ) CASE #16-16793  
 APPELLANT,

Vs.

ADAMS et al  
 RESPONDANTS,

D.C. #2015-CV-00546-RFB-CWH  
 U.S. DISTRICT COURT FOR NEVADA,  
 LAS VEGAS

RECEIVED  
 MOLLY O. DWYER, CLERK  
 U.S. COURT OF APPEALS

DEC 27 2016

Lonnie Lee Banark 12-21-2016

FILED \_\_\_\_\_  
 DOCKETED \_\_\_\_\_  
 DATE INITIAL

MOTION TO THE COURT, ISSUE A CERTIFICATE OF  
 APPEALABILITY - IF NEEDED

MY DISTRICT COURT DECISION REGARDING  
 CASE WAITTEN ABOUT WAS "CLOSED" 11-21-2016.  
 WHILE THE COURT OF APPEALS HAD JURISDICTION.

THE RUSH FROM THE U.S. DISTRICT COURT  
 JUDGE, LAS VEGAS WAS A EXAMPLE OF THE  
 JUDGE AND MAGISTRATE BEING A BULLY.

I'M ASKING THE APPEALS COURT TO RECONSIDER  
 THE DISMISSAL OF MY APPEAL, AND TAKE NOTICE  
 OF NEW MAILING ADDRESS.

PAGE 1 of 1